

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 90-203-C - ORDER NO. 90-803  
AUGUST 24, 1990

IN RE: Request of GTE South, Inc., for ) ORDER  
approval of revisions to its General ) APPROVING  
Customer Service Tariff No. S17 ) REVISED TARIFF  
to establish a usage sensitive ) AND CLOSING  
composite rate for the usage of the ) DOCKET  
local exchange network by cellular )  
and all other public mobile common )  
carrier service providers. )  
(REF: Tariff No. 90-9) )

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of an Application filed on January 2, 1990, on behalf of GTE South, Incorporated, (the Company) requesting approval of revisions to its General Customer Service Tariff No. S17 to establish a usage sensitive composite rate for the usage of the local exchange network by cellular carriers and all other public mobile common carrier service providers. This tariff was also filed to comply with the Commission's Order No. 90-866 in Docket No. 88-55-C by which Local Exchange Companies (LECs) were required to develop and file interconnection tariffs.

This matter was duly noticed to the public and Petitions to Intervene were timely filed on behalf of the following: Steven W. Hamm, the Consumer Advocate for the State of South Carolina (the Consumer Advocate); Metro Mobile CTS, Inc. (Metro); Cellular Phone of Aiken-Augusta, Inc. (Aiken-Augusta); and Centel Cellular (Centel).

A public hearing as to the matters asserted in the

Application was held in the Hearing Room of the Commission at 111 Doctors Circle at 10:30 a.m., on Wednesday, August 1, 1990, before the Commissioners, with Vice-Chairman Henry Yonce presiding. By Order No. 90-307, the instant matter, Docket No. 90-203-C, was combined for hearing with Docket 90-202-C. Fred Walters, Esquire, appeared on behalf of Southern Bell; M. John Bowen, Jr., Esquire, and Joe Foster, Esquire, for the Company; Mitchell M. Willoughby, Esquire, for Metro; Frank Ellerbee, III, Esquire, for Centel Cellular and Aiken-Augusta; and Marsha A. Ward, General Counsel, for the Commission Staff.

No witnesses were presented at the hearing by any party; rather, all parties announced to the Commission that during the on-going negotiations the parties had reached a settlement of the issues in this matter, subject to Commission approval. The said settlement terms were introduced as Hearing Exhibit No. 2, consisting of the original tariff filed with the Commission with a revision to page 14 thereof. This revised tariff reflects the understanding among the parties as to the acceptable rates for interconnection; however, all intervenors have reserved their rights to challenge the level of contribution that may be generated by these rates in any future proceeding that might be filed. The intervenors herein also sought to withdraw their opposition to the Company's Application upon Commission approval of the revised tariff.

After a review of the evidence in the record, consideration of the terms of the above referenced settlement and the Intervenor's request to withdraw opposition, and after noting the absence of other intervention or protest of this matter, the Commission has determined the following:

1. That the settlement reached among the parties should be approved;

2. That the Intervenor herein - Consumer Advocate, Metro, Aiken-Augusta, and Centel - should be allowed to withdraw their opposition to Commission approval of the Company's Application;

3. That the Company's Application for approval of revisions to its General Customer Service Tariff S17 to establish a usage sensitive composite rate for the local exchange network by cellular carriers and all other public mobile common carrier service providers as revised and filed as Hearing Exhibit 2, is in the public interest and should be approved.

IT IS THEREFORE ORDERED that the settlement reached among the parties is approved and the Intervenor are allowed to withdraw opposition to the Application. It is further ordered that revised tariffs in this matter are approved and shall be effective on and after August 15, 1990. The Company shall file revised tariffs reflecting the findings herein within thirty (30) days of the date of this Order. The Docket in this matter is hereby closed.

BY ORDER OF THE COMMISSION.

  
Chairman

ATTEST:

  
Executive Director  
(SEAL)